

Mr. DEPUTY SPEAKER.—There is no provision under the Rules for clarification. Still, one or two clarifications have been allowed. I will allow you to seek one clarification, if necessary.

Sri V. N. PATIL.—Sir, as you mentioned out of 123 cases, 26 people have died. That shows that the percentage of deaths among the affected is more than 20.

Sri H. SIDDAVEERAPAA.—How can you have better statistical data ?

Sri V. N. PATIL.—It can be about 5 or 6 per cent. The attacks are very severe. The reports which we are getting from most of the famine-affected areas, indicate that the disease is a water-borne disease. Will the Government assure us that sufficient stock of preventive inoculation vaccine is supplied to almost all the villages ? Can it be an unbearable expenditure for the Government ? Or is it a possibility ? Will the Hon. Minister for Health take steps to inoculate all the people in almost all the villages, where there is water scarcity ?

Sri H. SIDDAVEERAPPA.—I can assure the hon. Member that in all these areas, Government have spared no pains to see that this disease is brought under control and checked. As a matter of fact, the hon. Member is aware, they take medicine along with the doctors and ancillary staff, from village to village. We have got 12 mobile hospitals. They go from village to village, with necessary medicine and all that. Wherever it is necessary, they give all preventive medicines—both inoculation and other things. Therefore, I can assure the hon. Member that that part of the State has received special attention because we know there is acute water scarcity in that area.

re : Direct recruitment to Assistant Engineers Posts

Sri M. H. JAYAPRAKASH NARAYAN (Sirsi).—I call the attention of the Hon. Minister for Public Works to Direct Recruitment to the posts of Assistant Engineers, Division No. I- Reservation of posts in respect of Scheduled Castes and Scheduled Tribes.

Sri H. M. CHANNABASAPPA (Minister for Public Works and Electricity).—I state as : The point raised in the Calling Attention Notice No. 36 by Shri M. H. Jayaprakash Narayan is that in P.W.D. 800 Junior Engineers have been promoted to the posts of Assistant Engineers Division I, one month back, that the recruitment of Assistant Engineers in accordance with the Mysore Public Works Department Engineering Services Recruitment Rules, 1960, have not been made, thereby the constitutional provision of reservation of posts in favour of SC and ST, has been violated and it is not in accordance with the Recruitment Rules.

2. Under the Mysore Public Works Department Engineering Services Recruitment Rules 1960, the category of posts of Assistant Engineers consists of (i) Assistant Engineers Division I and (ii) Assistant Engineers Division II. The categories of posts of Assistant Engineers Division I are required to be filled by Direct Recruitment on the basis of an interview and by promotion in the ratio of 33.1/3 per cent and 66.2/3 per cent respectively. The posts of Assistant Engineers Division II are filled only by promotion from the cadre of Junior Engineers (Non-Graduates) and Draughtsmen in the ratio of 7 : 1.

3. Under the existing rules, the State Government have provided reservation of posts in favour of SC and ST to the extent of 15 per cent and 3 per cent respectively when direct recruitment is made. There is no reservation in favour of SC and ST when the vacancies are filled by promotion.

4. After the State reorganisation on 1-11-1956, Direct Recruitment to the posts of Assistant Engineers Division I have been made 3 times so far, once during each of the years 1957, 1958 and 1961. Two SC were recruited during the year 1957, 3 in the year 1958 and 15 in the year 1961 to the post of Assistant Engineers. Direct Recruitment made during the year 1961 was challenged by way of Writ-Petitions before the High-Court and the matter went up in appeal before the Supreme Court, challenging the said appointment of Probationers made during that year. Consequently, the appointments and absorption of these probationers had to be deferred till the year 1966, when the Supreme Court held that the appointments were validly made. As the Writ Petitions were pending and the decision of the Supreme Court was also awaited, no Direct Recruitment to the posts of Assistant Engineers was possible all these years. The last promotion to the cadre of Assistant Engineers made was in the year 1963 and no promotion was made between 1963 and 1969 and only in-charge arrangements were made.

5. The State Government have decided to appoint Assistant Engineers by Direct Recruitment on the basis of a written competitive examination and necessary rules are being framed for the purpose, and the P.S.C. has also been consulted in the matter. The Recruitment will be made in a phased manner to ensure quality. Even on an earlier occasion in 1971, it was proposed to recruit 30 candidates and a Notification was in fact issued for the purpose. This recruitment was however cancelled on the ground that it should be by a competitive examination followed by an interview instead of Recruitment by interview only. The subjects and the syllabi for the written competitive examination have since been finalised and the concurrence of the P.S.C. has also been obtained and the matter is pursued vigorously with a view to hold a competitive examinations as early as possible. While making a phased direct recruitment on basis of written competitive examinations to the posts of Assistant Engineers, the prescribed reservation

(SRI H. M. CHANNABASAPPA)

in favour of Scheduled Castes and Scheduled Tribes candidates shall be observed in accordance with the rules regarding reservation of posts in favour of all backward classes as provided under the constitution.

6. Under the existing policy of the State Government reservation in favour of S.Cs. and S.Ts. is provided only for direct recruitment and the percentage fixed is 15 per cent for the S.Cs. and 3 per cent for S.Ts. as already said above.

7. The promotions of Junior Engineers made to the Cadre of Assistant Engineers Division I are subject to review in accordance with the provisions of the Mysore Public Works Department Engineering Services Cadre & Recruitment Rules, when directly recruited candidates are appointed on the basis of the written competitive examinations, rules, regarding which are under the active consideration of Government. The Hon'ble Member need not apprehend that constitutional provisions as to the reservation of posts to the S.Cs. and S.Ts. candidates are being violated in making promotions to the posts of Assistant Engineers.

ಶ್ರೀ ಎಂ. ಹೆಚ್. ಜಯಪ್ರಕಾಶ್ ನಾರಾಯಣ್.—ಸ್ವಾಮಿ, ಮಾನ್ಯ ಲೋಕೋಪಯೋಗಿ ಇಲಾಖೆ ಮಂತ್ರಿಗಳು ಈ ಬಗ್ಗೆ ಒಂದು ಹೇಳಿಕೆಯನ್ನು ಸಭೆಯ ಮುಂದೆ ಇಟ್ಟು ಪರಿಶಿಷ್ಟ ವರ್ಗ ಮತ್ತು ಪರಿಶಿಷ್ಟ ಜನಾಂಗಕ್ಕೆ ಕಾನ್ಸ್ಟಿಟ್ಯೂಷನಲ್ ಪ್ರಕಾರ ಅವರಿಗೆ ಏನು ರಿಸರ್ವೇಷನ್ ಬರಬೇಕಾಗಿತ್ತೋ ಅದನ್ನು ಉಲ್ಲಂಘನೆ ಮಾಡುವುದಿಲ್ಲ ಎಂದು ಈ ಸ್ಟೇಟ್‌ಮೆಂಟಿನ ಕೊನೆಯ ಪ್ಯಾರಾಗ್ರಾಫ್ ಭರವಸೆ ಕೊಟ್ಟಿದ್ದಾರೆ. ಆದರೆ ಈ ಬಗ್ಗೆ ಪೂರ್ಣವಾಗಿ ಉಲ್ಲಂಘನೆ ಮಾಡಿದ್ದಾರೆ ಎಂದು ಹೇಳುತ್ತೇನೆ. ಏತಕ್ಕೇಂದರೆ 10 ವರ್ಷದಿಂದಲೂ ಈ ಕೇಸು ಸುಪ್ರೀಂ ಕೋರ್ಟ್‌ನಲ್ಲಿ ಇದ್ದು ದರಿಂದ ಈ ವೇಕೆಸ್‌ಗಳನ್ನು ಬರ್ತಿ ಮಾಡಲಿಲ್ಲ ಎಂದು ಹೇಳಿದ್ದಾರೆ. ನಾನು ಇದುವರೆಗೆ ಶ್ರೀಮಾನ್ ಎಂ.ಎಂ.ಪಿ. ಪಾಟೀಲರೇ ಕಾನ್ಸ್ಟಿಟ್ಯೂಷನಲ್ ಫ್ರಾಡ್ ಮಾಡುತ್ತಾರೆ ಎಂದು ತಿಳಿದುಕೊಂಡಿದ್ದೆ. ಈಗ ಇದನ್ನು ನೋಡಿದರೆ ತಾವೇ ಮಾಡಿದ್ದೀರೆಂದು ನಾನು ಹೇಳುತ್ತೇನೆ. ಈ ವಿಚಾರದಲ್ಲಿ ಹೇಳುವುದಾದರೆ ಮುಖ್ಯವಾಗಿ ಈವಾಗ 800 ಜನಕ್ಕೆ ಪ್ರಮೋಷನ್ ಕೊಟ್ಟಿದ್ದೇವೆ ಎಂದು ಹೇಳಿದ್ದಾರೆ. ಆದರೆ ರಿಸರ್ವೇಷನ್ ಪ್ರಕಾರ 15 : 3 ಪರ್ಸೆಂಟ್ ರೇಶಿಯೋ ಜನಾಂಗ ಇದೆ ಆ ಪ್ರಕಾರ 13-14 ವರ್ಷದಿಂದಲೂ ಇಂತಕ್ಕಂಥ ಪರಿಶಿಷ್ಟ ಜನಾಂಗ ಮತ್ತು ಪರಿಶಿಷ್ಟ ವರ್ಗದವರಿಗೆ 120 ಜನಕ್ಕೆ ಬರಬೇಕಾಗಿತ್ತು, ಅದನ್ನು ಏತಕ್ಕೆ ಕೊಟ್ಟಿಲ್ಲ ?

ಪ್ರೆಸಿಡೆಂಟ್ ಟ್ರೈಬ್ಸ್‌ಗೆ 3 ಪರ್ಸೆಂಟ್ ಎಂದರೆ 24 ಜನಗಳಿಗೆ ಕೊಡಬೇಕಾಗಿತ್ತು. ಅದನ್ನು ಕೊಟ್ಟಿಲ್ಲ. ಈ 10 ವರ್ಷಗಳಲ್ಲಿ ಡೈರೆಕ್ಟ್ ರಿಕ್ಯೂಟ್‌ಮೆಂಟ್ ಮಾಡದೆ ಇರುವುದರಿಂದ ಆ ಲೋಪವನ್ನು ಸರಿ ಮಾಡುವುದಕ್ಕೆ ಸುಪ್ರೀಂ ಕೋರ್ಟ್ ತೀರ್ಪಿನ ಪ್ರಕಾರ ಪ್ರಮೋಷನ್ ವೇಕೆಸ್‌ಗಳಲ್ಲಿ ಸಹ ರಿಸರ್ವೇಷನ್ ಕೊಡಬೇಕೆಂದು ಇರುವುದರಿಂದ ಅದನ್ನು ಪರಿಶೀಲನೆ ಮಾಡಿ ಜಾರಿಗೆ ತರುತ್ತೀರಾ ?

ಶ್ರೀ ಎಚ್. ಎಂ. ಚನ್ನಬಸಪ್ಪ.—ಮಾನ್ಯ ಸದಸ್ಯರು ಉದ್ದೇಗದಲ್ಲಿ ಏನು ಹೇಳುತ್ತಾರೆನ್ನುವುದು ಅರ್ಥವಾಗುವುದಿಲ್ಲ. ಒಂದು ಸಲ 700 ಜನ ಎಂದು ಹೇಳುತ್ತಾರೆ, ಒಂದು ಸಲ 800 ಜನ ಎಂದು ಹೇಳುತ್ತಾರೆ ಅವರು ಕರಾರುವಾಕಾಗಿ ವಿಷಯ ತಿಳಿದುಕೊಂಡು ಹೇಳಿದರೆ ಒಳ್ಳೆಯದು. ಅವರು ಬರಪಣೆಗೆಯಿಲ್ಲ ಕೊಟ್ಟಿರುವುದರಲ್ಲಿ 800 ಜನ ಎಂದು ಹೇಳಿದ್ದಾರೆ. ಆದರೆ ಈಗ ಪ್ರಮೋಷನ್ ಕೊಟ್ಟಿರುವುದು 4.0 ಜನಗಳಿಗೆ ಮಾತ್ರ.

The point raised in the Calling Attention Notice by Sri Jayaprakash Narayan is that in P.W.D. 800 Junior Engineers have been promoted to the posts of Assistant Engineers Division I. There is no reservation in the Constitution so far as promotions are concerned.

Promotions are always made on merit-*cum*-service. As I have already said, the direct recruitment and promotion is in the ratio of 1:2. If the hon. Member reads para 7 of my statement, his question will not arise. It reads :

“The promotions of Junior Engineers made to the Cadre of Assistant Engineers, Division I are subject to review in accordance with the provisions of the Mysore Public Works Department Engineering Services, Cadre and Recruitment Rules, when directly recruited candidates are appointed on the basis of the written competitive examinations, rules, regarding which are under the active consideration of Government.”

Therefore, the hon. Members need not have any apprehension whatsoever that the provisions of the Constitution and the safeguards that have been provided in the Constitution will be violated. I assure this House that as far as reservations are concerned they will be very zealously safeguarded.

ಶ್ರೀ ಎಂ. ಎಚ್. ಜಯಪ್ರಕಾಶ ನಾರಾಯಣ್.—800ಜನರನ್ನು ಪ್ರಮೋಟ್ ಮಾಡಿಲ್ಲ, 450 ಜನರನ್ನು ಮಾಡಿದ್ದೇವೆಂದು ಹೇಳಿದ್ದಾರೆ. 10 ವರ್ಷದಿಂದ ತೈರಕ್ಟ್ ರಿಕೂಟ್ ಮೇಂಟ್ ಮಾಡಲಿಲ್ಲ. 450 ಜನರನ್ನು ಪ್ರಮೋಟ್ ಮಾಡಿರುವುದರಲ್ಲಿ ರಿಸರ್ವೇಷನ್ ಕೂಡ ಮಾಡಿಲ್ಲ. ಸಿ ಅಂಡ್ ಆರ್. ರೂರಸ್ ಪ್ರಕಾರ ಕ್ಲಾಸಿಫಿಕೇಷನ್ ಕೂಡ ಮಾಡಿಲ್ಲ. ಈ ಲೋಪವನ್ನು ಸರಿಪಡಿಸುವುದಕ್ಕೆ ರಾಜ್ಯಾಂಗದವರುಮತೆ ಅವಕಾಶವನ್ನು ಕಲ್ಪಿಸಿಕೊಡುತ್ತೀರಾ ?

Sri H. M. CHANNABASAPPA.—Without understanding what I have said the hon. Member is saying the same thing over and over again. I would request the hon. Member to read para 7 where the matters are made amply clear. I may repeat that promotions are not made on the basis of reservations but they are made on the basis of service *cum*-merit.

Mr. DEPUTY SPEAKER.—I want the co-operation of all the members. Under the Rules of Procedure we have to include not more than one calling attention notice in the list of business but we have been including two each per day and still hon. Members are complaining that their calling attention notices have not been included in the list of business. This time we have received over 190 calling attention notices. Under the Rules of Procedure there is no provision for clarification at all but certain precedents have developed and we have given scope for one or two clarifications by the member who has tabled it. If the hon. Members are prepared to accept this procedure where by the scope is restricted to one or two clarifications and that to by the member who has tabled it, we can include two more per day. I seek the co-operation of the hon. Members in this behalf.

ಶ್ರೀ ಎಂ. ಎಚ್. ಜಯಪ್ರಕಾಶ ನಾರಾಯಣ್.—ಪಾರ್ಲಿಮೆಂಟಿನಲ್ಲಿ ನಕ ಇತರ ಸದಸ್ಯರು ಕಾಲಿಂಗ್ ಅಟೆನ್ಷನ್ ಬಗ್ಗೆ ಕ್ಲಾಸಿಫಿಕೇಷನ್ ಕೇಳುವುದಕ್ಕೆ ಅವಕಾಶವಿದೆ. ಅರ್ಧ ಗಂಟೆ ಯಾದರೂ ವಿಮರ್ಶೆ ಮಾಡುವ ಪದ್ಧತಿ ಇದೆ. ಇದು ಬಹಳ ಮುಖ್ಯವಾದ ವಿಚಾರವಾಗಿ ಇರುವುದರಿಂದ ಇತರ ಸದಸ್ಯರಿಗೂ ಕ್ಲಾಸಿಫಿಕೇಷನ್ ಕೇಳುವುದಕ್ಕೆ ಅವಕಾಶ ಕೊಡಬೇಕು ಎಂದು ಅಧ್ಯಕ್ಷರಲ್ಲಿ ಪ್ರಾರ್ಥಿಸುತ್ತೇನೆ.

(Several members rose to ask clarification

Mr. DEPUTY SPEAKER.—We shall go to the next subject.

Notice re : Lottery Organisations called Kamadhenu Enterprises

Sri H. S. SIDDAPPA (Arasiker).—Sir, I have given an important Calling Attention Notice. During this session only one has come up. One organisation called the Kamadhenu Enterprises has constituted a body which is parallel to the Government organisation dealing with lottery tickets and they have collected Rs 2 lakhs. I have given the details to the Chief Minister, the Home Minister and the I. G. P. No reply has been received so far.

I have received a letter from the Chief Minister stating that the matter is referred to the Commissioner and he is taking action. Public money to the tune of Rs. 2½ lakhs is involved.

Mr. DEPUTY SPEAKER.—We will look into it.

10-30 A. M.

ಶ್ರೀ ಕೊಣಂದೂರು ಲಿಂಗಪ್ಪ.—ನಮ್ಮ ಈ ಸದನ ಇಂದಿನಿಂದ ಒಂದು ವಾರ ಸೇರುವುದಿಲ್ಲವಾದುದರಿಂದ ಅತಿ ಮುಖ್ಯವಾದ ಮೂರು ವಿಚಾರಗಳ ಬಗ್ಗೆ ಸರಕಾರದವರಿಂದ ಒಂದು ವಾಕ್ಯದ ಉತ್ತರ ಕೊಡಿಸಬೇಕೆಂದು ತಮ್ಮಲ್ಲಿ ನಂತಿ ಮಾಡುತ್ತೇನೆ.

ಮೊದಲನೆಯದು, ಆಗ್ರಿ ಕಲ್ಚರಲ ಯುನಿವರ್ಸಿಟಿಗಾಗಿ ಪಿ. ಎಸ್. ಸಿ. ಯವರು ಉಪೇಕ್ಷಿಸಿದ ವಾರುಗಳನ್ನು ಆಯ್ಕೆ ಮಾಡುವಾಗ ಬಿ. ಎಸ್. ಸಿ. (ಆಗ್ರಿಕಲ್ಚರ) ಹಾಗೂ ಬಿ. ಎಸ್. ಸಿ. ಕ್ಯಾಂಡಿಡೇಟುಗಳು ಆರ್ಜಿ ಹಾಕಿದ್ದರು. ಇದರಲ್ಲಿ ಮುಖ್ಯವಾಗಿ ಬಿ. ಎಸ್. ಸಿ. (ಆಗ್ರಿಕಲ್ಚರ) ಕ್ಯಾಂಡಿಡೇಟುಗಳನ್ನೇ ಮೊದಲು ಸೇಮಕ ಮಾಡಿ ಅನಂತರ ಬಿ. ಎಸ್. ಸಿ. ಯವರಿಗೆ ಅವಕಾಶ ಕೊಡಬೇಕಾಗಿತ್ತು. ಹಾಗೆ ಮಾಡದೆ ಬಿ. ಎಸ್. ಸಿ. (ಆಗ್ರಿಕಲ್ಚರ) ಡಿಗ್ರಿ ಪಡೆದವರು ನಾಲ್ಕು ಜನರಿದ್ದರೂ ಅವರನ್ನು ಒಟ್ಟು ಒಬ್ಬ ಬಿ. ಎಸ್. ಸಿ. ಡಿಗ್ರಿಯವರನ್ನು ಮಾತ್ರ ಆಯ್ಕೆ ಮಾಡಿದರು ಎಂದು ನಮ್ಮ ವಿಧಾನಸಭದ ಮುಂದೆ ಆ ಹುದುಗರು ಉಪವಾಸ ಸತ್ಯಾಗ್ರಹವನ್ನು ಮಾಡುತ್ತಿದ್ದಾರೆ, ಇದರ ಬಗ್ಗೆ ಸರಕಾರದ ಅಭಿಪ್ರಾಯ ಕೇಳಬೇಕಾಗಿದೆ.

ಶ್ರೀ ಡಿ. ದೇವರಾಜ ಅರಸ್.—ಸತ್ಯಾಗ್ರಹ ಮಾಡುತ್ತಿರುವವರಲ್ಲಿ ಒಬ್ಬರು ಬಂದು ನನ್ನನ್ನು ನೋಡಿ ಅವರ ವಿಚಾರಗಳನ್ನೆಲ್ಲಾ ತಿಳಿಸಿದರು, ಇವರು ಹೇಳಿರುವುದು ವಾಸ್ತವವಾಗಿರುವಂತೆ ಕೋರಿರುವುದರಿಂದ ಇದನ್ನು ವಿಚಾರ ಮಾಡೋಣ ಎಂದು ಹೇಳಿ ಅವರು ಸತ್ಯಾಗ್ರಹವನ್ನು ವಾಪಸ್ ತೆಗೆದುಕೊಳ್ಳಬೇಕೆಂದೂ ಹೇಳಿದ್ದೇನೆ. ಪಾನ್ಯ ಸದಸ್ಯರು ಕೂಡ ಅವರ ಸತ್ಯಾಗ್ರಹವನ್ನು ವಾಪಸ್ ತೆಗೆದುಕೊಳ್ಳಲು ಸಲಹೆ ಮಾಡಬೇಕೆಂದು ಅವರಿಗೂ ಹೇಳುತ್ತೇನೆ. I want the hon. members to advise them. Once when I have said that there appears to be some force, there need not be any argument. ಈಗ ಈಷಿಷ್ಯದಲ್ಲಿ ಹೇಳಲು ನನಗೆ ವಿವರಗಳಿಲ್ಲ. ನುಮ್ಮನೆ ಇಲ್ಲಿ ಬಂದು, ಸತ್ಯಾಗ್ರಹ ಮಾಡುತ್ತೇವೆ ಎಂದು ಹೇಳುತ್ತಾರೆ. ಪಿ. ಎಸ್. ಸಿ. ಯವರು ಅನ್ಯಾಯ ಮಾಡಿದಾರೆಂದು ಹೇಳುತ್ತಾರೆ. ಪ್ರತಿಯೊಂದಕ್ಕೂ ಸತ್ಯಾಗ್ರಹ ಮಾಡುತ್ತೇವೆ ಎಂದು ಸತ್ಯಾಗ್ರಹ ಮಾಡುತ್ತಾ ಹೋದರೆ ಅದಕ್ಕೆ ಏನೂ ಅರ್ಥ ಬರುವುದಿಲ್ಲ. ಇದರಲ್ಲಿ ಸತ್ಯವೂ ಇಲ್ಲ, ಆಗ್ರಹವೂ ಇಲ್ಲ ಹೀಗೆ ಪ್ರತಿಯೊಂದಕ್ಕೂ ಸತ್ಯಾಗ್ರಹ ಮಾಡಿದರೆ ನಾವೇನು ಹೇಳುವುದು ? ಇದಕ್ಕೇನು ಬೆರ ಬರುತ್ತದೆ ?

ಶ್ರೀ ವಾಚಾಸ್ ನಾಗರಾಜ್.—ಸತ್ಯಾಗ್ರಹ ಮಾಡದೇ ಇದ್ದರೆ ಸರಕಾರ ಅದಕ್ಕೆ ಗವನವೇ ಕೊಡುವುದಿಲ್ಲ. ಸತ್ಯಾಗ್ರಹ ಮಾಡುವುದು ಸ್ವಾಭಾವಿಕವಾದದ್ದು.

ಶ್ರೀ ಡಿ. ದೇವರಾಜ ಅರಸ್.—ಪ್ರತಿಯೊಂದು ಸಾರಿ ಸತ್ಯಾಗ್ರಹ ಮಾಡುತ್ತೇವೆ ಎಂದು ಸತ್ಯಾಗ್ರಹ ಮಾಡಲು ಹೋದರೆ ಅದಿಂದೇನಾಗುತ್ತದೆ ? ಇದರಲ್ಲಿ ಸತ್ಯವೂ ಇಲ್ಲ ಆಗ್ರಹವೂ ಇಲ್ಲ.